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Attorney for Defendant  
GILBERT RAMIREZ

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GILBERT RAMIREZ,

Defendant.

Case No.: 2:23-cr-016 TLN

ORDER TO CONTINUE SENTENCING  
HEARING AND SET BRIEFING  
SCHEDULE

Court: Hon. Troy L. Nunley

This matter was scheduled for a Sentencing Hearing on May 1, 2025. (ECF Entry 75).  
Defendant Gilbert Ramirez filed a Motion for Correction as to Matters in the Presentence  
Investigation Report (PSR). (ECF Document 72). The Motion for Correction raises, among  
other issues, the appropriateness of using the amount of actual methamphetamine contained in a

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1 substance in determining the sentencing guideline range. The government filed a Sentencing  
2 Memorandum, which included its response to Defendant's Motion for Correction. (ECF  
3 Document 73).

4  
5 At the last court appearance, on May 1, 2025, Chief Judge Nunley requested that the  
6 government supplement its response to Defendant's motion. (ECF Entry 75). Given the  
7 impending departure from the United States Attorney's Office of the original prosecutor assigned  
8 to this matter, the Court continued the matter to June 5, 2025. The Court further requested that  
9 the parties meet and confer as to a briefing schedule.

10  
11 Assistant United States Attorney Kristin Scott has been designated as replacement  
12 counsel for the government in this matter. (ECF Entry 76). Both parties to this action are  
13 presently requesting to continue this matter for Sentencing Hearing to July 10, 2025. The  
14 compelling reasons for requesting continuance of the matter are as follows:

- 15  
16 1) Defense counsel wishes to file a supplemental brief, which takes into consideration  
17 the United States Sentencing Commission's transmittal of proposed amendments to  
18 the Sentencing Guidelines Manual to Congress on May 1, 2025. These proposed  
19 amendments are substantially different than the originally published amendments  
20 mentioned in Defendant's Motion for Correction. Defense counsel requests  
21 additional time to address how the actual proposed amendments may impact, alter, or  
22 negate various arguments asserted in the original Motion for Correction.  
23  
24 2) Given defense counsel's expressed intention to supplement the arguments asserted in  
25 the Motion for Correction, the replacement prosecutor requests additional time to  
26 research and brief its position as to the use of actual methamphetamine in determining

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the sentencing guideline range.

The parties propose the following briefing schedule:

- 1) Defendant's Supplement to Motion for Correction: June 5, 2025
- 2) Government's Supplemental Brief: June 19, 2025
- 3) Optional Reply Brief: July 3, 2025

This request follows a guilty plea so an exclusion of time pursuant to the Speedy Trial Act is not required. Assistant U.S. Attorney Kristin Scott approved of the proposed dates and authorized Todd D. Leras via email to sign this Stipulation on her behalf.

DATED: May 30, 2025

By /s/ Todd D. Leras for  
KRISTIN SCOTT  
Assistant United States Attorney

DATED: May 30, 2025

By /s/ Todd D. Leras  
TODD D. LERAS  
Attorney for Defendant  
GILBERT RAMIREZ

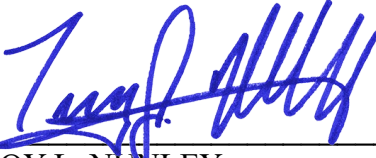
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**ORDER**

The Sentencing Hearing in this matter is continued to July 10, 2025, at 9:30 a.m. The Court adopts the Briefing Schedule proposed by the parties.

IT IS SO ORDERED.

DATED: May 30, 2025



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TROY L. NUNLEY  
CHIEF UNITED STATES DISTRICT JUDGE

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